



of the transaction between Intertape and Nortech, and the impact of that transaction, if any, on the Defendants' liability to Carnivore is an issue to be further illuminated by discovery in this case. At this stage, Carnivore has alleged that both Defendants are liable to Carnivore and has attached the form purchase agreement identifying Nortech as a party. These allegations are more than sufficient and must be accepted as true under Rule 12.

For these reasons, Nortech's motion to dismiss should be denied.

Respectfully submitted,

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## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and exact copy of the foregoing was served on the following counsel via email, on this 27th day of October, 2021:

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